



DAN MORALES  
ATTORNEY GENERAL

Office of the Attorney General  
State of Texas

February 26, 1991

Ms. Dona Hamilton  
Assistant Attorney General  
P. O. Box 12548  
Austin, Texas 78711-2548

OR91-108

Dear Ms. Hamilton:

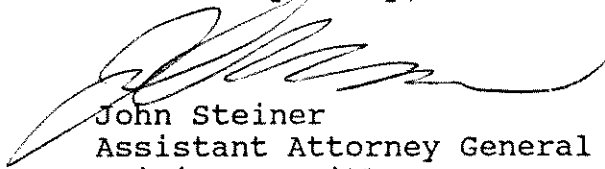
You ask whether certain information regarding the death of a resident of the Mexia State School Community Services Sandy Lane Group Home in Waxahachie is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 11493.

We have considered the exception you claim, specifically section 3(a)(3), and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 551 (1990), a copy of which is enclosed, resolves your request. See also Open Records Letter Ruling OR91-043 (1991) (copy enclosed). As litigation is currently pending with respect to the subject matter of the requested information, you may withhold the requested information. Please note the discussion on page four of Open Records Decision No. 551 regarding the duration of the litigation exception.

As section 3(a)(3) is dispositive of your request, we need not consider the other exceptions you raise at this time.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR91-108.

Yours very truly,



John Steiner  
Assistant Attorney General  
Opinion Committee

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JS/lcd

Ref.: ID# 11493

Enclosure: Open Records Decision No. 551 (1990), Open  
Records Letter Ruling OR91-043 (1991).

cc: Mr. Allen M. Tepper  
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Philadelphia, PA 19107